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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 MITCHELL E. HARPER,

11 Plaintiff,

12 vs.

13 NEVADA PROPERTY 1, LLC dba
14 COSMOPOLITAN OF LAS VEGAS,

15 Defendants.

Case No.: 2:19-cv-02069-GMN-VCF

**STIPULATION AND PROPOSED ORDER TO
EXTEND TIME TO FILE DEFENDANT'S
REPLY IN SUPPORT OF IT'S MOTION
ENFORCE EARLY NEUTRAL EVALUATION
SETTLEMENT AGREEMENT**

16 IT IS HEREBY STIPULATED by and between the parties, through their respective
17 counsel, that Defendant Nevada Property 1, LLC dba Cosmopolitan of Las Vegas ("Defendant")
18 shall have up to and including Friday, January 29, 2021, in which to file it's Reply in Support of
19 Motion to Enforce the Confidential Memorandum of Settlement Agreement executed by the parties
20 during the Early Neutral Evaluation Conference held on September 10, 2020 (ECF No. 29). This
21 stipulation is submitted and based upon the following:

22 1. On December 14, 2020, Defendant filed a Motion to Enforce Settlement under seal.
23 (ECF Nos. 40, 41).

24 2. On December 29, 2020, a Stipulation and Order for Extension of Time for Plaintiff
25 to File a Response to Defendant's Motion was entered. (ECF Nos. 42, 43). Plaintiff was provided
26 up to and including January 4, 2021 to file its response. *Id.*

27 3. On January 4, 2021, Plaintiff filed His Response to Defendant's Motion to Enforce
28 under seal. (ECF No. 44).

4. Defendant's Reply in Support of Motion to Dismiss was due on January 11, 2021.

5. However, Plaintiff inadvertently failed to serve a copy of its Response on Defendant until January 15, 2021.

6. Accordingly, the parties have agreed to a two-week extension for Defendant to file its Reply in Support of Motion to Enforce the Confidential Memorandum of Settlement Agreement, up to and including January 29, 2020.

7. This is the first request for an extension of time for Defendant to file a Reply in Support of Motion to Enforce the Confidential Memorandum of Settlement Agreement.

8. This request is made in good faith and not for the purpose of delay.

Dated this 15th day of January, 2020.

HKM EMPLOYMENT ATTORNEYS, LLP

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/s/ Jenny L. Foley

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ORDER

IT IS HEREBY ORDERED that the deadline for Defendant to file a Reply in Support of its Motion to Enforce Settlement Agreement is extended to and including Friday, January 29, 2021.

Dated this 19th day of January, 2021.


United States Magistrate Judge

4812-2176-3031, v. 1